



State of Ohio Environmental Protection Agency

Southwest District Office

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Dayton, Ohio 45402-2086

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No 0000096



7985/1 file

Richard F. Celeste
Governor

April 25, 1989

Re: SOLID WASTE
BUTLER COUNTY
UNLICENSED LANDFILL OPERATIONS

General Correspondence

Ms. Elsa (Skinner) Morgan
8750 Cincinnati-Dayton Road
West Chester, Ohio 45069

Dear Ms. Morgan:

On March 24, 1989, Mr. Alan Blevens, Butler County Health Department and I talked with you about your operation. At that time we informed you that large amounts of solid waste was being deposited in your demolition site.

On November 10, 1987, a letter was written to you by Mr. Joe Moore indicating the same violation of solid waste in an unlicensed facility.

SECTION 3734.05(A)(1)

Ohio Revised Code states "No person shall operate or maintain a solid waste facility without a license issued by the board of health or the health district in which the facility is located."

SECTION 3734.02(C)

Ohio Revised Code states "No person shall establish a new solid waste facility or modify an existing solid waste facility without a permit and plans."

SECTION 3745-27-05(C)

Ohio Administrative Code states "No person shall conduct, permit or allow open dumping." ORC 3734.01 defines "open dumping means the depositing of solid waste into a body or stream of water or on the surface of the ground at a site that is not licensed as a solid waste facility under 3734.05 of the revised code."

SECTION 3734.02(H)

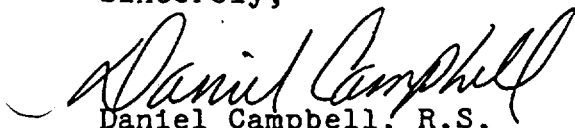
Ohio Revised Code stated "No person shall engage in filling, grading, excavating, building, drilling, or mining on land where a hazardous waste facility or solid waste facility was operated without prior authorization from the director, who shall establish the procedure for granting such authorization by rules adopted in accordance with Chapter 119 of the Revised Code."

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You are operating in violation of the above codes. You are hereby notified that the above repeat violations have resulted in referral action being submitted for administrative and legal action.

If you have any questions, call me.

Sincerely,



Daniel Campbell, R.S.
Solid Waste Division

DC/lal